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August 27, 2004

## **VIA ECFS**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

**Re: WC Docket No. 04-284  
In re Section 63.71 Application of Winstar Communications, LLC for  
Authority to Discontinue Certain Services**

Dear Ms. Dortch:

On behalf of Winstar Communications, LLC ("Winstar"), this letter provides an update regarding the status of the eight affected customers who filed, and have not withdrawn, comments with the Commission in the above-referenced docket. Specifically, Winstar will not be discontinuing service to these customers on August 31, 2004. Further, Winstar will continue to work with these customers to ensure a smooth transition of service and will accommodate these customers until September 30, 2004, and in one instance until October 15, 2004, or until the Commission determines that Winstar can discontinue service to these customers. As such, Winstar reserves the right to request the Commission to revisit the discontinuance of any customer that has not made sufficient arrangements for replacement services within a reasonable time period after August 31, 2004. In other words, Winstar feels that customers who are not prepared to have replacement service installed by September 30, 2004, three (3) months after being sent a discontinuance notice, will have exceeded a reasonable additional time period to obtain replacement service. The status of each specific customer that filed comments is provided below.

Associated Grocers stated in its objection that 60 days notice was not enough time to get alternate service. It is our understanding that Associated Grocers has requested an extension until September 30, 2004. Winstar will not disconnect the customer's service on August 31, 2004 and will accommodate the customer until September 30, 2004 as described above.

International Securities Exchange, Inc. filed an objection stating that transitioning IP addresses would require rigorous testing that could not be completed by August 31, 2004. It

requested an extension until December 31, 2004. Winstar and ISE reached an agreement on August 20, 2004 to extend the service.

J P Canon Associates stated in its objection that it has experienced delays in getting service installed and requested an extension until September 30, 2004. Winstar received a local service request from the customer's new service provider, and in accordance with the local service request, the customer's service was ported to the new provider on August 25, 2004.

KIE Supply filed an objection stating that it needed additional time to get replacement service and that it estimated about 90-120 business days to complete a transition to a new carrier. KIE requested an extension until November 30, 2004. On August 26, 2004, the customer amended its extension request to September 30, 2004. Winstar will not disconnect the customer's service on August 31, 2004 and will accommodate the customer until September 30, 2004 as described above.

Liquidnet filed an objection stating that it needed additional time to get a suitable replacement provider and requested 90-120 business days. Liquidnet transitioned its services to another carrier on August 1, 2004.

Northwest Pipeline stated that a new service provider could not assure it that its vendor circuit build timeframes would coincide with Winstar's discontinuance date and has requested an extension until September 30, 2004. Winstar will not disconnect the customer's service on August 31, 2004 and will accommodate the customer until September 30, 2004 as described above.

Wall Street Access filed an objection stating that it could not easily replace the services provided by Winstar and requested an extension until September 30, 2004. Winstar will not disconnect the customer's service on August 31, 2004 and will accommodate the customer until September 30, 2004 as described above.

141 LLC filed an objection stating that it faces extenuating circumstances because of the Republican National Convention and is unable to get replacement service installed by August 31, 2004. 141 LLC requested an extension until October 15, 2004. Winstar will not disconnect the customer's service on August 31, 2004 and will accommodate the customer until October 15, 2004.

Please feel free to contact us if you have any questions regarding this matter.

Respectfully submitted,

A handwritten signature in black ink that reads "Danielle Burt". The signature is written in a cursive, flowing style.

Jean L. Kiddoo  
Danielle C. Burt

Counsel for Winstar Communications, LLC

Marlene H. Dortch, Secretary

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cc:     Jeremy Miller (FCC) (via email)  
          Rodney McDonald (FCC) (via email)  
          John Adams (FCC) (via email)  
          Joseph M. Sandri, Jr. (Winstar)